

FILED

JUN 27 2008

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Criminal Case No. 08-CR-1540

Plaintiff,)

I N F O R M A T I O N
(Superseding)

v.)

Title 21, U.S.C., Secs. 846 and
841(a)(1) - Conspiracy to
Manufacture Marijuana;
Title 21, U.S.C., Sec. 853
Criminal Forfeiture.

ROBERT ROCCO (D3),)

Defendant.)

The United States Attorney charges:

Beginning at a date unknown and continuing up to and including April 14, 2008, within the Southern District of California, defendant ROBERT ROCCO did conspire with THOMAS SWIFT and KEVIN KENNEDY, and with others known and unknown, to manufacture a controlled substance, to wit, 1000 and more marijuana plants; and specifically: 3,590 marijuana plants, a Schedule I Controlled Substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1).

FORFEITURE ALLEGATION

1. The allegation contained in the above-count of this Information is realleged and by its reference fully incorporated herein for the purpose of alleging forfeiture to the United States

1 of America pursuant to the provisions of Title 21, United States
2 Code, Section 853.

3 2. As a result of the commission of the felony offense
4 alleged in Count 1 of this Information, said violation being
5 punishable by imprisonment for more than one year, and pursuant to
6 Title 21, United States Code, Section 853(a)(1), defendant STEVEN
7 ZUFALL shall, upon conviction, forfeit to the United States all
8 their rights, title and interest in any and all property
9 constituting, or derived from, any proceeds the defendants
10 obtained, directly or indirectly, as a result of the offense,
11 including, but not limited to, U.S. currency in the amount of
12 \$3,466.

13 3. As a result of the commission of the felony offense
14 alleged in Count 1 of this Information, said violation being
15 punishable by imprisonment for more than one year, and pursuant to
16 Title 21, United States Code, Section 853(a)(2), defendant STEVEN
17 ZUFALL shall, upon conviction, forfeit to the United States all
18 their rights, title and interest in any and all property used or
19 intended to be used in any manner or part to commit and to
20 facilitate the commission of the violation alleged in Count 1 of
21 this Information, including but not limited to: \$3,466.

22 4. If any of the above-described forfeitable property, as a
23 result of any act or omission of the defendant -

- 24 (a) cannot be located upon the exercise of due diligence;
25 (b) has been transferred or sold to, or deposited with, a
26 third party;
27 (c) has been placed beyond the jurisdiction of this Court;
28 (d) has been substantially diminished in value; or

1 (e) has been commingled with other property which cannot be
2 subdivided without difficulty;
3 it is the intent of the United States, pursuant to Title 21, United
4 States Code, Section 853(p), to seek forfeiture of any property of
5 the defendants up to the value of the said property listed above as
6 being subject to forfeiture.

7 All in violation of Title 21, United States Code, Section 853.

8 DATED: JUNE 27, 2008

9 KAREN P. HEWITT
10 United States Attorney

11 STEWART M. YOUNG
12 Assistant U.S. Attorney
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